

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - Registration and Stamps - Departmental proceedings initiated against Sri P.V.Prabhakar, the then Sub Registrar and other, Sub Registrar Office, Dharmavaram, Hindupur Registration District for irregularities pointed out in Internal Audit - Charges framed - Regular Enquiry Officer appointed - Enquiry report received - Enquiry report communicated - Explanation received - Imposing a Penalty of removal from service - Orders - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Ms.No.80

Dated: 04-03-2015

Read the following:

1. Charge Memo No.A/638/2008-1, dt.9.6.2009 & 21.10.2009.
2. Inquiry Report, Lr.No.CC/RE/4/2009-1, dt.14.2.2011.
3. Show Cause Notice No.182-E/2010, dt.17.3.2011.
4. Representation of Sri P.V.Prabhakar, Chit Registrar, dt.5.5.2011.
6. From the DIG, R&S, Anantapuram, Lr.No.182-E/2010, dt.15.10.2011.
7. From the C&IG, R&S, AP, Hyderabad, Lr.No.X4/9055/2009, dt.25.11.2011.
8. G.O.Rt.No.1168, Revenue (Vig.VI) Dept., dt.3.8.2012.
9. Govt. Lr.No.49312/Vig.II(2)/2011-2, dt.1.12.2014.
10. From the APPSC, Lr.No.56/RT/3/2015, dt.31.1.2015.

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ORDER:

It was brought to the notice of the Government that in the Internal Audit and Special Audit of Sub Registrar Office, Dharmavaram, Hindupur Registration District for the years 2006-2007 and 2007-2008, the District Registrar had made some remarks and pointed out certain discrepancies / irregularities. As per the internal audit report Sri P.V.Prabhakar, the then Sub Registrar, Dharmavaram now working as Assistant Registrar of Chits, Chittoor and another had committed certain irregularities and caused loss of revenue. Therefore, the Disciplinary Authority i.e., the Deputy Inspector General, Registration & Stamps, Kurnool initiated disciplinary proceedings against them and framed following article of charges against Sri P.V.Prabhakar, the then Sub Registrar vide reference 1st read above.

Charge-I:

.....it is found that the amounts said to have been collected as mentioned in Section 41& 42 certificate and the endorsements on certain registered documents were neither entered in Account- A, Account-C, nor remitted in the Govt. Treasury. He has short remitted an amount of Rs. 1,21,730/- and used it for himself. ...contravened Rule 3(1) and (2) and (5) of APCS (Conduct) Rules, 1964.

Charge-II:

.....During the period from 1.4.2006 to 31.3.2008 without insisting for designated bank challans accepted payments towards deficit stamp duty and registration fee, etc, in cash exceeding the limit of Rs.1000/- directly from the parties, without recording the reasons, in violation of Circular Memo No.G1/16619/03 Dated.21.1.2004 of C&IG, R&S, AP, Hyderabad..

Charge-III:

.....admitted certain documents which were kept pending U/s 47- A of I.S Act, 1899 without the orders of the collector and DR and has failed to remit duties collected, ... contravened Rule 3(1) and (2) and (5) of APCS (Conduct)Rules, 1964.

Charge-IV:

..... registered the Assigned Lands without obtaining the NOC's from the Revenue Authorities concerned ... contravened Rule 3(1) and (2) and (5) of APCS (Conduct)Rules, 1964.

Contd...

Supplementary Charge-I:

That during the tenure of Sri P.V.Prabhakar as Sub-Registrar, at SRO, Dharmavaram from 1.11.2006 to 30.6.2007, it is found that the amounts said to have been collected as mentioned in the Section 41 & 42 certificate and the endorsements on certain registered documents were neither entered into Account -A nor Account - C nor remitted in the Government Treasury. He has short remitted an amount of Rs.25,520/- and used it for himself.

Supplementary Charge- II:

.....registered the assigned lands without obtaining the NOCs from the revenue authorities concerned.

Supplementary Charge-III:

.....registered the documents without survey numbers, thereby he did not follow the instructions of the Commissioner and Inspector General, R&S, A.P., Hyderabad issued from time to time.

Supplementary Charge-IV:

.....wrongly allocated the Transfer Duty in excess to the tune of Rs.2,91,500/- in document no.681/07.

2. The Charged Officer submitted his Written Statement of Defence and since they were not convincing, a Regular Enquiry was ordered by appointing District Registrar (MV&Audit), Kurnool as a Regular Enquiry Officer. The Regular Enquiry Officer submitted his report vide reference 2nd read above and held that supplementary charge-IV was not proved and Charge-II, III, IV, Supplementary Charge-II and III were proved and lenient view may be taken in respect of Charge-I and Supplementary Charge-I, as loss of revenue recovered from the Charged Officer i.e Sri P.V.Prabhakar, Sub Registrar.

3. The Deputy Inspector General, Registration & Stamps, Anantapur while communicating the Regular Enquiry Officer report, directed the Charged Officer to submit his explanations on the Regular Enquiry Officer report vide reference 3rd read above. The Charged Officer submitted his explanation. The Commissioner of Inspector General, Registration & Stamps, AP, Hyderabad while enclosing the report of the Deputy Inspector General, Registration & Stamps, Kurnool and connected records has requested the Government to take further necessary action in the matter, as one of the Charged Officer retired from service.

4. Government after careful examination of the matter have issued common disciplinary proceedings against both the Charged Officers vide reference 8th read above, and in respect of Sri P.V.Prabhakar, Sub Registrar, Government observed that charges were proved in the regular enquiry. In addition to that two charges of registration of Government assigned lands have also been proved and he also admitted that he registered the lands due to pressure of work. Hence, Government proposed to impose a punishment of removal from service against Sri P.V.Prabhakar, the then Sub Registrar, Dharmavaram and now working as Asst. Registrar of Chits, Chittoor, as it is a proved case of serious financial irregularity. The APPSC have also agreed with the proposal of the Government vide reference 10th read above.

5. Accordingly, Government hereby order to impose a penalty of removal from service against Sri P.V.Prabhakar, the then Sub Registrar, Dharmavaram and now working as Asst. Registrar of Chits, Chittoor under rule 9 (ix) of APCS (CC&A) Rules,1991, in the above disciplinary case.

6. The Director and Inspector General of Registration and Stamps, Andhra Pradesh, Hyderabad / Deputy Inspector General, Registration and Stamps, Chittoor shall take necessary action in the matter accordingly under intimation to Government.

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7. The following Notification shall be published in the extraordinary issue of the Andhra Pradesh Gazette.

NOTIFICATION

“In exercise of the powers conferred under clause (ix) of Rule 9 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991, the Government of Andhra Pradesh hereby remove Sri P.V.Prabhakar, the then Sub Registrar, Dharmavaram and now working as Asst. Registrar of Chits, Chittoor, from Government service.”

(BY ORDER AND IN THE NAME OF THE GOVERNOR AND ANDHRA PRADESH)

J.C.SHARMA
PRINCIPAL SECRETARY TO GOVERNMENT (CT&EX) (FAC)

To

The Director and Inspector General of
Registration & Stamps, AP, Hyderabad.

The Deputy Inspector General, Registration & Stamps, Chittoor.
(with a request to serve the G.O. to the individual and send the
served copy with dated signature to the Government for record)

The Deputy Inspector General, Registration & Stamps,
Anantapuramu District.

The Individual. (w.e)

(through the Deputy Inspector General, Registration & Stamps, Chittoor)

The Commissioner of Printing, Stationery & Stores Purchase, Chanchalguda, A.P.,
Hyderabad (with a request to publish the G.O. in the extraordinary
Gazette and furnish 10 copies to Government)

Copy to:

The Secretary, Andhra Pradesh Public Service Commission, A.P., Hyderabad.
Sf/Sc

//Forwarded :: By order//

SECTION OFFICER